

Barbara Enloe Hadsell #086021  
Dan Stormer #101967  
Lauren Teukolsky #211381  
Patrick Dunlevy #162722  
128 N. Fair Oaks Ave., Ste. 204  
Pasadena, CA 91103  
Telephone: (626) 585-9600  
Facsimile: (626) 577-7079

Attorneys for Plaintiffs

Robert A. Mittelstaedt #060359  
ramittelstaedt@chevron.com  
Caroline N. Mitchell #143124  
cnmitchell@jonesday.com  
JONES DAY  
555 California Street, 26th Floor  
San Francisco, CA 94104  
Telephone: (415) 626-3939  
Facsimile: (415) 875-5700

Attorneys for Defendants

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

LARRY BOWOTO, et al.,

Plaintiffs,

v.

CHEVRONTEXACO CORPORATION, et  
al.,

Defendants.

Case No. C-99-2506-SI

**STIPULATION AND [PROPOSED]  
ORDER REGARDING THE DEPOSITION  
OF BRONWEN MANBY**

1 WHEREAS, plaintiffs have listed Bronwen Manby, a former employee of Human Rights  
2 Watch, as one of their witness and have indicated an intent to take her deposition in this action;

3 WHEREAS, defendants asked plaintiffs to forbear taking Ms. Manby's deposition until  
4 they had an opportunity to request and obtain documentation from Human Rights Watch;

5 WHEREAS, plaintiffs agreed to that request;

6 WHEREAS, on May 16, 2005 defendants served a subpoena on Human Rights Watch  
7 seeking documents;

8 WHEREAS, Human Rights Watch, through independent counsel, subsequently filed a  
9 motion to quash that subpoena in United States District Court for the Southern District of New  
10 York;

11 WHEREAS, the motion to quash was heard by the Court in late July 2005 but is still  
12 under submission;

13 WHEREAS, the non-expert discovery cut-off date in the instant action is December 16,  
14 2005;

15 WHEREAS, Ms. Manby resides in England, and her deposition will likely have to  
16 proceed where she resides;

17 The parties hereby stipulate that the deposition of Bronwen Manby may proceed after  
18 December 16, 2005 should the motion to quash not be decided by that point in time. If the  
19 motion to quash is decided before December 16, 2005, but there is not enough time to schedule  
20 Ms. Manby's deposition, the parties stipulate that Ms. Manby's deposition may proceed after  
21 December 16, 2005. In either case, the parties will use their best efforts to schedule Ms. Manby's  
22 deposition as soon after December 16, 2005 as is practicable.

23 By entering this stipulation, defendants do not waive, and explicitly reserve, the right to  
24 argue that if they are unable to obtain the documents they sought by way of subpoena to Human  
25 Rights Watch, Ms. Manby's deposition should not be permitted. Plaintiffs disagree with  
26 defendants' position that if they are unable to obtain the documents they sought by way of  
27 subpoena to Human Rights Watch, Ms. Manby's deposition should not be permitted.

28 ///

1 Dated: October 18, 2005

HADSELL & STORMER

2  
3  
4 By: Lauren Teukolsky

5 Attorneys for Plaintiffs

6  
7 Dated: October 18, 2005

JONES DAY

8  
9 By: Caroline Mitchell // L.K.  
10 Caroline Mitchell

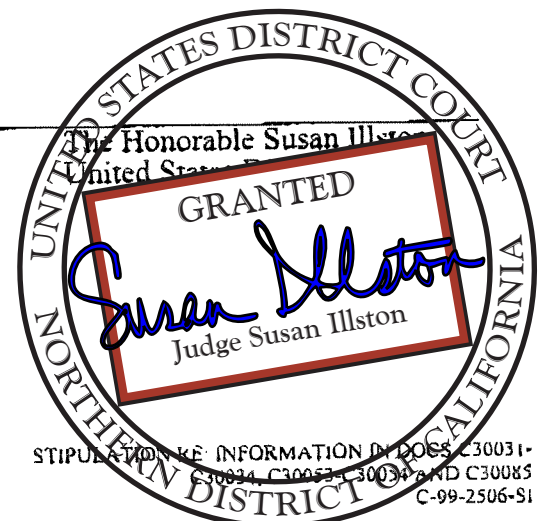
11 Attorneys for Defendants

12  
13 **ORDER**

14 Based on the stipulation of the parties, the Court finds that there is good cause to permit  
15 the deposition of Bronwen Manby to proceed after the December 16, 2005 non-expert discovery  
16 cut-off date, should the Southern New York District Court not decide the motion to quash before  
17 December 16, 2005, or should that Court decide the motion too close to December 16 to enable  
18 the parties to schedule Ms. Manby's deposition. The parties shall use their best efforts to  
19 schedule Ms. Manby's deposition as soon after December 16, 2005 as is practicable.  
20

21 IT IS SO ORDERED.

22  
23 Dated: October \_\_, 2005



**CERTIFICATE OF SERVICE**

I, Sandra Altamirano, declare:

I am a citizen of the United States and employed in San Francisco County, California. I am over the age of eighteen years and not a party to the within-entitled action. My business address is 555 California Street, 26th Floor, San Francisco, California 94104. On October 18, 2005, I served a copy of the within document(s):

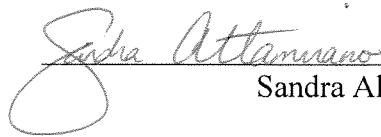
**1. STIPULATION AND [PROPOSED] ORDER REGARDING THE DEPOSITION OF BRONWEN MANBY**

☒ by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at San Francisco, California addressed as set forth in the *attached service list*.

I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed on October 18, 2005 at San Francisco, California.



Sandra Altamirano

SERVICE LIST  
BOWOTO - FEDERAL MATTER  
Case No. C 99-02506 SI

Judith Brown Chomsky, Esq.  
LAW OFFICES OF JUDITH  
BROWN CHOMSKY  
Post Office Box 29726  
Elkins Park, PA 19027  
Telephone: (215) 782-8367  
Facsimile: (215) 782-8368

Barbara Enloe Hadsell, Esq.  
Lauren Teukolsky, Esq.  
Patric Dunlevy, Esq.  
Law Office of Hadsell &  
Stormer, Inc.  
128 North Fair Oaks Ave.  
Suite 204  
Pasadena, CA 91103  
Telephone: (626) 585-9600  
Facsimile: (626) 577-7079

Jose Luis Fuentes, Esq.  
Siegel & Yee  
499 14<sup>th</sup> Street, Suite 220  
Oakland, CA 94612  
Tel: (510) 839-1200  
Fax: (510) 444-6698

Jennifer M. Green, Esq  
CENTER FOR  
CONSTITUTIONAL RIGHTS  
666 Broadway, 7th Floor  
New York, NY 10012  
Telephone: (212) 614-6431  
Facsimile: (212) 614-6499

Richard L. Herz, Esq.  
Marco Simons  
EarthRights International  
1612 K Street N.W., Suite 401  
Washington, D.C. 20006  
Telephone: (202) 466-5188  
Facsimile: (202) 466-5189

Bert Voorhees  
Traber & Voorhees  
128 North Fair Oaks Avenue  
Suite 204  
Pasadena, CA 91103

Paul Hoffman, Esq.  
SCHONBRUN, DESIMONE,  
SELOW, HARRIS &  
HOFFMAN LLP  
723 Ocean Front Walk  
Venice, CA 90291-3212  
Telephone: (626) 440-5969  
Facsimile: (626) 449-4417

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